

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

DIANE D. JONES, individually and on behalf §
of herself and all others similarly situated, §
§
Plaintiff, §
§
v. §
§
REALPAGE, INC. d/b/a LEASINGDESK §
SCREENING, §
§
Defendant. §
§

Civ. No. 3:19-cv-02087-B

PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff Diane D. Jones, by and through her undersigned counsel, hereby gives notice of recent authority that addresses issues under Fed. R. Civ. P. 23 which are the subject of a pending motion before this Court. Specifically, this Court presently has before it Plaintiff's Motion to Certify Class, which is fully briefed. *See* Docs. 127, 138, 143. The decision in *McIntyre v. RealPage, Inc.*, 2020 WL 5017612 (E.D. Pa. Aug. 25, 2020) (attached hereto as Exhibit 1) was issued after the close of class certification briefing, and discusses issues relevant to the pending motion.

Like the instant matter, the *McIntyre* case deals with class allegations under the Fair Credit Reporting Act section 1681e(b) against RealPage, Inc. with respect to the accuracy of the tenant screening reports sold by the defendant. The *McIntyre* case certified a class of consumers with the same claims at issue in this matter, and the court in *McIntyre* rejected many of the same arguments Defendant makes here with respect to the ascertainability of class members, commonality, and predominance.

Plaintiff therefore respectfully submits that the *McIntyre* case further supports her position in this matter that class certification is warranted.

Dated: September 9, 2020

Respectfully submitted,

FRANCIS MAILMAN SOUMILAS, P.C.

/s/ John Soumilas

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Certificate of Service

Pursuant to the Federal Rules of Civil Procedure and the Local Rules of the Northern District of Texas, I hereby certify that this document was filed September 9, 2020, through the Electronic Case Files system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

Dated: September 9, 2020

/s/ John Soumilas
John Soumilas